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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/541,718	04/03/2000	Borre Bengt Ulrichsen	P-340.3 Burrows	4824
7590	05/22/2006		EXAMINER	
John C Evans Reising Ethington Barnes Kisselle Learman & McCulloch PC P O Box 4390 Troy, MI 48099-9998			MILLER, JONATHAN R	
			ART UNIT	PAPER NUMBER
			3653	
DATE MAILED: 05/22/2006				

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/541 718

EXAMINER

ART UNIT PAPER

20060503

DATE MAILED:

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Commissioner for Patents

This communication is in response to the Order Returning Undocketed Appeal to Examiner of 9/2/05.

The Terminal Disclaimer dated 4/5/01 has not been considered by the Examiner, because the person who signed the T.D. is not an attorney of record.

1. The terminal disclaimer filed on 4/5/01 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of U.S. Patent 6,060,677 has been reviewed and is NOT accepted.
 - a. The person who signed the terminal disclaimer is not recognized as an officer of the assignee, and he/she has not been established as being authorized to act on behalf of the assignee. See MPEP § 324.
2. An attorney or agent, not of record, is not authorized to sign a terminal disclaimer in the capacity as an attorney or agent acting in a representative capacity as provided by 37 CFR 1.34 (a). See 37 CFR 1.321(b) and/or (c).

The T.D. is not necessary, however, because the double patenting rejection has been withdrawn due to the continuity of the current application with U.S. Patent 6,060,677. The current application is a divisional of U.S. Patent 6,060,677.

No response by Appellants is necessary.

The case has been forwarded to the BPAI for docketing and decision.



jrm

EILEEN D. LILLIS
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